

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
DOCKET NO. 3:05CR400-1-W**

UNITED STATES OF AMERICA)
)
 v.)
)
 CHARLES ROBERT CUMMINS, et. al.)
)
 Defendants.)
 _____)

ORDER

THIS MATTER is before the Court upon defense counsel's "Motion For Travel Expenses" (document #75), filed October 25, 2006, which is a request to travel to California to meet with his client (Charles Robert Cummins). Having conferred with defense counsel (James S. Weidner, Jr.) and Supervisory Deputy United States Marshal Kelly M. Nesbit, the undersigned concludes that it would be much less expensive and otherwise preferable to bring Mr. Cummins to Charlotte, North Carolina for debriefing and, barring an unforeseen change in plans, for entry of a guilty plea pursuant to Rule 11 of the Federal Rules of Criminal Procedure.

NOW THEREFORE, IT IS ORDERED:

1. The Court finds that the Defendant remains an indigent and that transportation from his home in California to Charlotte, North Carolina for the above stated purposes is in the interest of justice.

2. The United States Marshal is directed to make travel arrangements for the Defendant from California to Charlotte, North Carolina between November 6 and 10, 2006; and upon notification from defense counsel that the Defendant is ready to return, to make travel arrangements

from Charlotte, North Carolina back to his home in California.

3. Defense counsel (Mr. Weidner) is directed to contact Supervisory Deputy United States Marshal Nesbit and to provide any information necessary for the United States Marshal to comply with the terms of this Order.

4. The Clerk is directed to send copies of this Order to counsel for the parties (including Mr. Weidner); to Mr. Nesbit; and to the Honorable Frank D. Whitney.

SO ORDERED.

Signed: October 27, 2006

Carl Horn, III

Carl Horn, III
United States Magistrate Judge

